

MEETINGS TO DATE 28  
NO. OF REGULARS 23  
NO. OF SPECIALS 5

LANCASTER, NEW YORK  
DECEMBER 19, 1977

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 19th day of December, 1977 at 8:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR  
JOSEPH R. BARNHARDT, COUNCILMAN  
EDWARD A. BERENT, COUNCILMAN  
PETER J. BOLENDER, COUNCILMAN  
ARTEL J. METZ, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY  
EDWARD J. FERON, JR., TOWN ENGINEER  
VICTOR H. OTT, POLICE CHIEF

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M., the Town Board held a Public Hearing, which was the second of two Public Hearings, the first being held on December 5, 1977, to hear all interested parties and citizens regarding the use of \$75,174.00 in Federal Community Development Funds in the Town of Lancaster for the year 1978.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PUBLIC HEARING SCHEDULED FOR 8:00 P.M. CONT'D.:

The Supervisor presented the following communication relative to this public hearing:

Copy of a letter from Cheryl B. Schneider, Deputy Rehabilitation Supervisor, Dept. of Community Development, City of Elmira, to the Erie County Dept. of Fire Safety relative to the use of a portion of Community Development Funding for purchase of smoke detectors for community residents.

The Town Clerk was directed to forward a copy of this communication to both the Villages of Lancaster and Depew.

The Supervisor, at this point, outlined the purpose of this hearing as he did at the last hearing held on December 5, 1977, and reviewed for those present the general scope and intent of the Housing and Community Development Act of 1974 and outlined the Town's participation in the program for the years 1975, 1976, and 1977, again commenting upon the establishment of a Starter Fund for restoration of the Opera House in the Town Hall and the participation in a pool-funding program to enable low income individuals to receive subsidized loans to upgrade their homes.

After the Supervisor finished his general comments and review, he asked if anyone present wished to speak and be heard on this matter. No one spoke on this subject.

ON MOTION BY COUNCILMAN BARNHARDT, AND SECONDED BY COUNCILMAN BERENT AND CARRIED, by unanimous roll call vote, the Public Hearing was closed at 8:10 P.M.

BID OPENING SCHEDULED FOR 8:30 P.M.

At 8:30 P.M., the Town Board considered sealed proposals for furnishing to the Town of Lancaster insurance coverage required by the Town of Lancaster for the year 1978.

ON MOTION BY COUNCILMAN METZ, AND SECONDED BY COUNCILMAN BOLENDER AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:30 P.M.

BID OPENING SCHEDULED FOR 8:30 P.M. CONT'D.:

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

The following was the only proposal received:

BIDDER

Thill-Demerly Agency, Inc.  
5329 Broadway,  
Lancaster, N.Y. 14086

ON MOTION BY COUNCILMAN METZ, AND SECONDED BY COUNCILMAN BOLENDER AND CARRIED, by unanimous roll call vote, the aforesaid proposals were ordered turned over to Stanton & Ryan Insurance Consultants for examination, tabulation, and recommendation.

BID OPENING SCHEDULED FOR 9:00 P.M.:

At 9:00 P.M., the Town Board considered sealed proposals for furnishing to the Town of Lancaster Police Department three (3) new 1978 Police Cars.

ON MOTION BY COUNCILMAN METZ, AND SECONDED BY COUNCILMAN BOLENDER AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 9:00 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

The following proposals were received:

BIDDER

Gillogly Chevrolet Inc.  
1777 Union Road  
West Seneca, N.Y. 14224

Mid City Dodge, Inc.  
2185 Walden Avenue  
Cheektowaga, N.Y. 14225

BID

\$17,110.62 Net

\$13,188.00 Net

BID OPENING SCHEDULED FOR 9:00 P.M. CONT'D.:

<u>BIDDER</u>	<u>BID</u>
Cerullo Motors Inc. 4955 Broadway Depew, New York 14043	\$14,588.96 Net
Bob Bain Chevrolet, Inc. 5111 Transit Road Depew, New York 14043	\$15,319.69 Net

ON MOTION BY COUNCILMAN METZ, AND SECONDED BY COUNCILMAN BOLENDER  
AND CARRIED, by unanimous roll call vote, the aforesaid proposals were  
ordered turned over to the Chief of Police for examination, tabulation, and  
recommendation.

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town  
of Lancaster have filed with him their monthly reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Town Clerk	November, 1977

The Town Clerk reported that the following Boards, Commissions,  
Bureaus, and Committees of the Town of Lancaster have filed with him  
minutes or memorandums of their meetings as follows:

Planning Board	Meeting No. 23 December 7, 1977
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COMMITTEE REPORTS:

None

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board held  
December 5, 1977, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

The resolution was thereupon unanimously adopted.

December 19, 1977



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNICLMAN  
BARNHARDT , TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by  
letter dated December 11, 1977 has requested confirmation of two (2)  
new members duly elected to the Membership of the Bowmansville Volunteer Fire  
Association, Inc. ,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby  
confirms the following individuals in the Bowmansville Volunteer Fire  
Association, Inc.:

CONFIRMATIONS

Glenn Herrnreiter  
26 Meadow Lea Drive  
Lancaster, New York 14086

Dennis Piechowiak  
37 West Home Road  
Bowmansville, New York 14026

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

~~XXXX~~  
The resolution was thereupon unanimously adopted.

December 19, 1977

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, by Federal and New York State legislation, all units of local government will become subject to the employer tax under the State Unemployment Insurance Law, effective January 1, 1978, and

WHEREAS, local government may pay the employer tax by contribution either under the tax method, or in the alternative, by electing to become liable for payments in lieu of contribution under the benefit reimbursement method, and

WHEREAS, a detailed study has been made by the various departments of the Town Government,

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Lancaster shall elect, for the calendar year, 1978, to become liable for payments in lieu of contribution under the State Unemployment Insurance Law and shall forward notice of such election to the State Tax Commissioner for approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

*dubyx*

The resolution was thereupon unanimously adopted.

December 19, 1977

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, the Supervisor has recommended extension of temporary  
employment of Gerald Kocialski as Conservator, Peter Franger and John Stephan  
as temporary laborers in the Building Department of the Town of Lancaster, and

WHEREAS, sufficient funds have been provided therefore in the 1978  
Budget,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That GERALD KOCIALSKI be extended on a temporary basis as  
Conservator, commencing January 3, 1978, at the rate of \$4.31 per hour, and
2. That PETER FRANGER and JOHN STEPHAN be extended as temporary  
laborers, commencing January 3, 1978, at the rate of \$3.70 per hour, and
3. That funds for said temporary extensions be drawn from the  
Account No. 1620.1 of the General Fund for the year 1978.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYS	VOTED YES
COUNCILMAN METZ	VOTED YES

clerk

The resolution was thereupon unanimously adopted.

December 19, 1977



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the State of New York has amended Sections 201 and 205 of  
the Workmen's Compensation Law, to include pregnancy as a disability during  
the course of employment, and

WHEREAS, the Town of Lancaster's Personnel Rules do not presently  
reflect the status for pregnancy as accorded in the Workmen's Compensation Law,  
and

WHEREAS, the Town of Lancaster desires to amend its Personnel Rules  
to conform to said Workmen's Compensation Law,

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Lancaster's Personnel Rules shall be  
amended in the following manner:

1. RULE VI - SICK LEAVE

(1) Reasons for Granting Sick Leave

(add)(c) Pregnancy - Eight weeks in accordance with  
New York State Workmen's Compensation Law  
Sections 201 and 205.

Employee's return to her position shall be  
subject to the provision of a certificate from  
her attending physician, approving her re-  
employment.

(delete) "The provisions of this Paragraph do not apply  
to pregnancy."

2. RULE VIII - LEAVE OF ABSENCE WITHOUT PAY

(add) (2) Maternity Leave - Female employee shall be permitted  
to elect a four-month leave of absence without pay  
in addition to sick leave provided for in these  
rules.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~advice~~

The resolution was thereupon unanimously adopted.

December 19, 1977

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT, TO WIT:

WHEREAS, by letter of December 1, 1977, the Town of Lancaster Recreation Commission has requested permission for John Pasquariello, Director of Recreation of the Town of Lancaster, to attend the Annual Recreation Conference of New York at Kiamesha Lake, New York, on January 19, 20, 21 and 22, 1978,

NOW, THEREFORE, BE IT

RESOLVED, that John Pasquariello, Director of Recreation of the Town of Lancaster, be and hereby is authorized to attend the Annual Recreation Conference of New York at Kiamesha Lake, New York on January 19, 20, 21 and 22, 1978, with reimbursement for actual and necessary expenses, including mileage not to exceed \$289.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYS	VOTED YES
COUNCILMAN METZ	VOTED YES

~~xxxx~~  
The resolution was thereupon unanimously adopted.

December 19, 1977

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, the Town of Lancaster will become subject to the State  
Unemployment Insurance Law, effective January 1, 1978, and has elected there-  
under to become liable for payments in lieu of contribution, and

WHEREAS, a detailed study made by various departments of Town  
Government indicates a need for professional review and advice to properly  
implement the election made by the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Lancaster will hereby accept the offer  
made by the consulting firm of Ganim & Swartz Associates, 1386 Parker Blvd.,  
Buffalo, New York, dated December 14, 1977, to provide services in the  
administrative capacity to the Town for the year, 1978.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

December 19, 1977

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the Town of Lancaster has negotiated a contract with the  
Erie County Sewer District No. 4 to provide for the conveyance and treatment  
of sewage and eventual maintenance and operation of the facilities of Town of  
Lancaster Sewer Districts Nos. 1, 2 and 4 and extensions to Sanitary Sewer  
District No. 2 and Lateral Districts within Sanitary Sewer District No. 2,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, acting as  
commissioners for and on behalf of Sanitary Sewer Districts Nos. 1, 2 and 4 and  
extensions to Sanitary Sewer District No. 2 and Lateral Districts within Sanitary  
Sewer District No. 2 of said Town of Lancaster, hereby approves the agreement  
for the conveyance and treatment of sewage and eventual maintenance and operation  
of the facilities of said Town sewer districts, and hereby authorizes and  
directs the Supervisor to execute said agreement on behalf of the Town Board of  
the Town of Lancaster, acting as commissioners for and on behalf of Sanitary  
Sewer Districts Nos. 1, 2 and 4 and extensions to Sanitary Sewer District No. 2  
and Lateral Districts within Sanitary Sewer District No. 2.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

XXXX

The resolution was thereupon unanimously adopted.

December 19, 1977

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Drug Abuse Council has recommended the creation of  
Drug Abuse Coordinator,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby creates the  
position of Drug Abuse Coordinator, and
2. That the Supervisor be and is hereby authorized to complete and  
execute Section 8 of P0-17 (New Position Duties Statement from the Erie County  
Department of Personnel), indicating that the position of Drug Abuse Coordinator  
has been created, and
3. That Lorraine Pierro, 592 Englewood, Kenmore, New York, be and  
hereby is appointed to said position of Drug Abuse Coordinator, effective  
December 20, 1977, at an annual salary of \$9,500.00, and
4. That the Supervisor take the necessary action with the Personnel  
Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

duly

The resolution was thereupon unanimously adopted.

December 19, 1977



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, MARY M. LUCARIELLO has heretofore served as temporary  
Executive Director of the Youth Bureau, and

WHEREAS, the Personnel Officer of the County of Erie has notified the  
Town Supervisor of her entitlement of a permanent appointment to said position  
of Executive Director of the Youth Bureau,

NOW, THEREFORE, BE IT

RESOLVED, that MARY M. LUCARIELLO of 117 Cornell Drive, Depew, New  
York, be and hereby is appointed Executive Director of the Youth Bureau on a  
permanent basis, effective immediately.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~stkyx~~  
The resolution was thereupon unanimously adopted.

December 19, 1977

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

RESOLVED, that the following transfers within the General Fund and  
the Federal Revenue Sharing Fund be and hereby are effected:

	<u>From</u>	<u>Amount</u>	<u>To</u>	<u>Amount</u>
	<u>Account</u>		<u>Account</u>	
<u>GENERAL FUND:</u>				
Contingent Account	1990	\$6,008.37		
Auditor -Contractual Exp.			1320.4	\$6,008.37
Purchase of Land	1940	750.00		
Unallocated Insurance			1910	750.00
Easements	1951	14.13		
Taxes & Assessments-Town Property			1950	14.13
Employee Benefits- State Retirement	9010.8	320.00		
Personnel-Contrastual Exp.			1430.4	320.00
Workmen's Compensation	9040.8	1,923.95		
Hospital & Medical Ins.			9060.8	1,923.95
<u>FEDERAL REVENUE SHARING FUND:</u>				
Safety Inspection				
Personal Services	3620.1	500.00		
Contractual Exp.			3620.4	500.00

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
SUPERVISOR KEYSA VOTED YES  
COUNCILMAN METZ VOTED YES

xxxxxxx

The resolution was thereupon unanimously adopted.

December 19, 1977

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, the Personnel Officer of the County of Erie has informed  
the Supervisor of the Town of Lancaster, by certified list of the respective  
standings of eligible candidates for the position of Police Officer, permanent  
appointment, and

WHEREAS, said Civil Service List has been canvassed by the Supervisor,  
and

WHEREAS, said eligible candidates indicating a desire for said  
appointment have been interviewed by the Police Commissioners and the Police  
Chief of the Town of Lancaster and their recommendation made in connection  
therewith,

NOW, THEREFORE, BE IT

RESOLVED, that TIMOTHY M. DOMINO, 16 Cemetery Road, Lancaster, New York  
be and hereby is appointed to said permanent position as Police Officer of the  
Town of Lancaster, effective January 2, 1978, at an annual salary of \$10,750,  
and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster file the  
necessary personnel forms to accomplish the foregoing with the Personnel Officer  
of the County of Erie.

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~atx~~

The resolution was thereupon unanimously adopted.

December 19, 1977

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, DEPEW CENTRAL HOSE NO. 4 is celebrating the completion of its  
75th year of dedicated and invaluable service to the citizens of the Village of  
Depew and surrounding areas, on December 10, 1977, and

WHEREAS, the Town Board of the Town of Lancaster desires to inform the  
community of this noteworthy achievement;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster extends its  
sincere best wishes and felicitations to the Officers and Members of Depew  
Central Hose No. 4 on the occasion of its 75th Anniversary and extends the  
best wishes of the entire community to the Officers and Members of DEPEW CENTRAL  
HOSE NO. 4, and that a certified copy of this resolution be forwarded by the  
Town Clerk to the Secretary of said Fire Company.

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

atoky

The resolution was thereupon unanimously adopted.

December 19, 1977

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 5999 to 6049 Incl.	\$40,484.32
Special District Funds	No. 265 to 267 Incl.	\$ 9,824.86
Part Town Funds	No. 497 to 502 Incl.	\$ 4,481.55
Highway Funds	No. 1657 to 1687 Incl.	\$22,185.70
Trust & Agency Funds	No. 227 to 229 Incl.	\$10,060.00
Federal Revenue Sharing	No. 875 to 885 Incl.	\$ 1,397.46
Capital Fund	No. 293 to 296 Incl.	\$ 1,225.88
Capital Fund (Public Works Garage)	No. 120 to 120 Incl.	\$14,588.20

BE IT FURTHER

RESOLVED, that the claim of Krehbiel Associates, Inc., dated  
December 13, 1977, in the amount of \$15,600.00 for the renovation of the  
Town Hall Opera House be and is hereby approved and the Supervisor be and  
is hereby ordered to submit this claim to the Community Development Program  
for reimbursement.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
SUPERVISOR KEYSA VOTED YES  
COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

December 19, 1977



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be and  
are hereby approved and the issuance of Building Permits be and are hereby  
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
173	Marrano Enter.	24 Pheasant Run Lane	ER. FR. BRK. VEN. SIN. DWLG PVT. GARAGE
174	Marrano Enter.	18 Pheasant Run Lane	ER. FR. BRK. VEN. SIN. DWLG PVT. GARAGE

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT , VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
SUPERVISOR KEYSA VOTED YES  
COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

December 19, 1977

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER, TO WIT:

WHEREAS, the Supervisor has informed the Town Board of the allocation of Anti-Recession Funds for a portion of the remainder of 1977 and 1978, by letter dated December 19, 1977, and filed with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the proposed budget for Federal Anti-Recession Funds for the remainder of 1977 and 1978, in accordance with the letter of the Supervisor dated December 19, 1977, be and hereby is accepted and approved and expenditure thereof is hereby authorized in accordance with said budget, as the need shall arise.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

December 19, 1977

STATUS REPORT ON UNFINISHED BUSINESS:

1. Preferential Rights - Erie-Lackawanna R.R.  
On November 22, 1977, the Supervisor, by letter, retained Hansen Appraisal Services Inc. for this appraisal.
2. Public Dedication of Townedge Water Lines  
On November 28, 1977, the Town Attorney transmitted to the Erie County Water Authority an agreement for acceptance of an 8-inch water line interconnecting Transit Road and Aurora Street, and requesting the Authority's approval at the earliest possible time.
3. Public Improvement Permit Authorization, Lancaster Industrial Park  
On September 6, 1977, the Town Board approved Public Improvement Permit Nos. 41 and 42 for storm sewer, pavement and curbs.
4. Public Improvement Permit Authorization, Pleasant Meadow Subdivision  
On September 6, 1977, the Town Board approved Public Improvement Permit Nos. 43 and 44 for Phase II; water, storm drain, pavement and curbing.
5. Request Speed Evaluation, Erie Street - Former Erie R.R. tracks to Village of Lancaster East Line  
On December 8, 1977, the N.Y.S. Dept. of Transportation notified the Town Board that they are having orders issued setting the speed limit on this section of Erie Street at 45 mph.
6. Rezone Petition, Guenter H. and Eva G. Burkhardt  
On December 15, 1977, the Planning Board recommended to the Town Board a denial of the rezone petition.
7. Rezone Petition, 67 Sheldon, Inc.  
On July 18, 1977, this matter was presented to the Town Board and referred to the Planning Board for report and recommendation. On September 6, 1977, it was referred back to the Planning Board for additional review and report.
8. Subdivision Approval, Josela Enterprises, Countryside Subdivision  
On November 21, 1977, the Town Engineer indicated that the Town Engineer has received revised plans in accordance with letter dated April 22, 1977.
9. Subdivision Approval, Woodview Estates Subdivision  
On May 16, 1977, this matter was presented to the Town Board and referred to the Planning Board. Town Engineers and Planning Consultant for review and report. The developer has been requested to submit drainage calculations and a revised plan in accordance with the Town Engineer's letter dated May 17, 1977.
10. Warning Device, Schwartz Road at ConRail Crossing (formerly E.L.R.R.)  
On October 28, 1977, the N.Y.S. Dept. of Transportation reported that due to the large increase in numbers of similar warning device projects, it would appear that work would not be completed until the 1979 construction season. On November 22, 1977, the Deputy Town Clerk, upon the direction of the Town Board, wrote to the N.Y.S. Dept. of Transportation and expressed the Board's insistence upon a 1978 deadline for construction. This insistence was due to four (4) accidents occurring at this grade crossing during the past 1½ years.

COMMUNICATIONS:DISPOSITION

867.	Deputy Sup., Town of Tonawanda to Supervisor - Request support in opposition to the County's adoption of the Sales Tax Distribution Formula.	Council. Berent
868.	Marrano Enter. to Town Board - Request release of security in the amount of \$335,700. with new letter of credit to be issued in the amount of \$5,000.00 for P.I.P. No. 40.	Town Engineer
869.	Sen. Dale Volker to Town Clerk - Notification that if the real property tax exemption for volunteer firemen is warranted, the appointed Commission will recommend legislation for the 1979 session.	Town Clerk Fire Council and Four Fire Cos.
870.	Copy of the November, 1977 Report of the Dog Warden.	R & F
871.	Police Chief to Town Board - Notification of receipt of three (3) RCA portable trans/receivers at a total cost of \$1722.60.	Town Clerk
872.	Copy of memo from Police Chief to Patrol Officers regarding enforcement of winter-time parking ban.	R & F
873.	Police Chief to Town Board - Notification of retirement of Carl J. Uebelhoer effective 1/1/78.	Town Clerk R & F Town Attorney
874.	Town Clerk to Town Board - Resume of actions taken in response to directions and resolutions of the Town Board meeting of 12/5/77.	R & F
875.	N.Y.S. Employees Retirement System to Supervisor - Notification of estimated contributions for the fiscal year ending 3/31/77.	R & F
876.	Public Works Mgt. Co. to Town Board - Recommendation that Federal Funds be made available by mid-January, 1978 to complete Public Works Garage.	Supervisor
877.	Town Engineers to Town Board - Recommendation that site work at Public Works Garage be completed soon.	Highway Supt.
878.	County Executive to Town Board - Notification that actions were taken regarding the snow removal contracts and are a matter of public record.	R & F
879.	Chair., Drug Abuse Prevention Council to Supervisor - Notification of three applicants for the position of Drug Abuse Coordinator with recommendation that Ms. Lorraine Pierro be hired for said position.	R & F

COMMUNICATIONS CONT'D.:DISPOSITION

- |      |   |                           |
|------|---|---------------------------|
| 880. | Economic Consultants Org. Inc. to Supervisor -<br>Transmittal of proposals on the granting<br>of the CETA Title VI Award for a housing<br>survey in the Town.                                     | Supervisor                |
| 881. | N.Y.S. Dept. of Trans. to Supervisor -<br>Notification that intentions to exercise<br>preferential rights to the Town's<br>acquisition of the abandoned E.L.R.R. must<br>be returned by 12/28/77. | R & F                     |
| 882. | Copy of letter from Supervisor to N.Y.S.<br>Dept. of Transportation requesting assignment<br>of preferential rights to the Town's portion<br>of the abandoned E.L.R.R.                            | R & F                     |
| 883. | N.Y.S. Dept. of Trans. to Town Clerk -<br>Notification of a need for a 45 mph<br>speed restriction on Erie Street.  | R & F                     |
| 884. | Copy of letter from Supervisor to County<br>Dept. of Public Works regarding 1978<br>Safer Roads System Funds.   | R & F                     |
| 885. | Mayor, Village of Lancaster to Supervisor -<br>Confirmation of agreement to pay \$400.00<br>as the Village's share for appraisal in<br>regards to the abandoned E.L.R.R. property.                | R & F                     |
| 886. | Town Engineers to Supervisor -<br>Recommendation that follow-up letter be<br>written to E.C.S.D. No. 4 regarding<br>lateral sewers on Stutzman Rd. and East<br>and West Home Rd.                  | Supervisor<br>Sewer Comm. |
| 887. | Copy of memo from the County of Environ.<br>Quality regarding Townedge Development<br>Sewer Tap-in Permits.   | R & F                     |
| 888. | Josela Enter. to Town Board -<br>Notification of problems with County<br>regarding sewer tap-ins and request<br>that building permits for foundation<br>walls be granted.                         | R & F                     |
| 889. | Police Chief to Town Board -<br>Recommendation that a temporary or acting<br>position of Lieut. be filled during the<br>absence of Lieut. Fowler effective 1/1/78.                                | Police & Safety Com.      |
| 890. | Police Chief to Town Board -<br>Transmittal of three applications for the<br>position of police officer created by the<br>retirement of Carl Uebelhoer effective<br>1/1/78.                       | R & F                     |
| 891. | Police Commissioners to Town Board -<br>Recommendation that Timothy M. Domino be<br>hired as Police Officer effective 1/2/78.   | R & F                     |
| 892. | Corres. Sec'y, Bowmansville Vol. Fire Assn.<br>to Town Board -<br>Recommendation of two new members to the<br>active roster.  | R & F                     |



COMMUNICATIONS CONT'D.:

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DISPOSITION

893. Copy of letter from Town Attorney to Erie County Water Authority requesting contract for installation of seven fire hydrants.
894. Highway Supt. to Town Board -  
Request transfer of \$10,000. from Item No. 4 Contractual to Item No. 3 Contractual.
895. Copy of letter from Police Chief to Highway Supt. recommending guide rails be erected on those streets and locations considered dangerous and hazardous.
896. County Dept. of Environ. Quality to Town Attorney -  
Notification that a redesign of Pleasant Meadow that was approved is not necessary regarding sanitary sewers but there will be requirements to change on any future extensions to said subdivision.
897. Town Attorney to Town Board -  
Notification of contract between ECSD No. 4 and Town Sewer Dist. No. 2, Ext's. and Laterals thereto, and Dist. Nos. 1 and 4.
898. Copy of letter from Ganim and Swartz Assoc. to Deputy Town Att'y confirming services offered regarding unemployment tax matters for the year 1/1/78 - 12/31/78 for a total cost of \$278.50.
899. Copy of the Planning Board Minutes for Meeting No. 23 held 12/7/77.
900. Sec'y, Planning Board to Town Board -  
Recommendation that the petition of Guenter H. Burkhardt be denied.
901. Copy of letter from Supervisor to Reg. Dir. for Disaster requesting reconsideration of denial of assistance for damaged vehicles used during the Blizzard of '77.
902. E. J. Nunan, Mgr., M & T to Supervisor -  
Request that M & T be appointed as official depository for the calendar year 1978.
903. County Dept. of Environ. Quality to Supervisor -  
Transmittal of offer for consideration regarding rental of Highway Dept. Garage.
904. Pres., Josela Enter. to Town Board  
Request waiving of all recreation fees for Townedge based on the fact the developer is providing recreational facilities.
905. County Dept. of Environ. Quality to Town Board -  
Recommendations regarding storm drainage in the Towns of Lancaster and Cheektowaga.

R & F

Supervisor

R & F

Sewer Comm.

R & F

R & F

Town Clerk

R & F

Attorney

R & F

R & F

R & F

R & F

Recreation Comm.

R & F

COMMUNICATIONS CONT'D.:

DISPOSITION

906. Town Account. to Town Board -  
Transmittal of proposal for the audit of  
EDA Project No. 01-51-03411.

Supervisor

Councilman Barnhardt requested a suspension of the necessary rule  
for immediate consideration of the following communication -

SUSPENSION GRANTED.

907. Supervisor to Town Board -  
Notification of remaining \$8,590. to  
be spent in Anti-Recession funds by  
4/25/78 with proposal of appropriations.

Supervisor

ADJOURNMENT:

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY THE ENTIRE TOWN  
BOARD AND CARRIED, the meeting was adjourned at 9:45 P.M. out of respect to:

Antoinette Marrano

Lois Bingel

Leo Catuzzi

Richard Repka

Signed

*Robert P. Thill*

Robert P. Thill, Town Clerk